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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Mark Boomer et al.

Application No.: 10/708,919

Filed: March 31, 2004

Entitled: ADJUSTABLE-ANGLE SPINAL
FIXATION ELEMENT

Docket No.: 101896-241 (DEP-5293)

Group Art Unit: 3732


Examiner: David Comstock

Certificate of Receipt (37 C.F.R. 1.8(a))

I hereby certify that this correspondence is being deposited via facsimile no. (571) 273-8300 to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date set forth below.

September 6, 2005

By:


Lisa J. McLeod, Reg. No: 44,238
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Date of Signature and Mail Deposit

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION

Dear Sir:

In response to the Office Action dated June 3, 2005, please amend the above-identified U.S. patent application as follows:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Drawings begin on page 4 of this paper and include a Replacement Sheet attached hereto.

Amendments to the Claims are reflected in the listing of claims which begins on page 5 of this paper.

Remarks/Arguments begin on page 10 of this paper.